

SUMMARY REPORT OF INVESTIGATION¹**I. EXECUTIVE SUMMARY**

Date of Incident:	February 1, 2017
Time of Incident:	Approximately 3:35 p.m.
Location of Incident:	[REDACTED]
Date of COPA Notification:	February 1, 2017
Time of COPA Notification:	6:55 p.m.

The Complainant, [REDACTED], has been married to Chicago Police Detective [REDACTED] for approximately 30 years. At the time of the occurrence on February 1, 2017, the couple had been going through a protracted divorce and were in fact living separately in the months prior to the incident. In approximately October of 2016, Ms. [REDACTED] had left the marital residence at [REDACTED] [REDACTED], in order to stay with her mother. In late January of 2017, Ms. [REDACTED] returned to the marital residence and on February 1, 2017, she and Detective [REDACTED] engaged in a dispute which led to both parties calling 911 to report the other's conduct. Ms. [REDACTED] alleged that Detective [REDACTED] used profane language, grabbed her and struck her with an open hand. Detective [REDACTED] alleged that Ms. [REDACTED] used profane language and had struck him. The incident occurred inside of the residence and there were no witnesses at the time. Both parties made calls to 911 and also told various friends and family members about the incident. Both parties also attempted to obtain Orders of Protection against one another. Due to the conflicting versions of the event and lack of corroborating evidence, COPA is unable to prove or disprove the allegations against Detective [REDACTED].

II. INVOLVED PARTIES

Involved Detective #1:	[REDACTED]; Star # [REDACTED]; Employee ID # [REDACTED]; DOA: [REDACTED] 1986; DOB: [REDACTED] 1963; Male; Hispanic
Involved Individual #1:	[REDACTED]; DOB: [REDACTED] 1962; Female; Hispanic

¹ On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Therefore, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendation(s) set forth herein are the recommendation(s) of COPA.

III. ALLEGATIONS

Officer	Allegation	Finding
Detective [REDACTED]	<p>1. It is alleged that on February 01, 2017, at approximately 03:35 p.m., inside the residence at [REDACTED], the accused engaged in an unjustified physical altercation with [REDACTED];</p> <p>2. Grabbed [REDACTED]; and</p> <p>3. Struck [REDACTED] on the face.</p> <p>4. It is also alleged that on February 01, 2017, at approximately 03:35 p.m., inside the residence at [REDACTED], the accused verbally abused [REDACTED] in that he stated words such as "Fucking cunt," "that cunt," "fucking bitch," "bitch," and, "She ain't nothing but a bitch."</p> <p>5. It is also alleged that on February 01, 2017, at approximately 3:35 p.m., inside the residence at [REDACTED], the accused restrained [REDACTED] as documented in the Petition for Order of Protection # [REDACTED].</p> <p>6. It is also alleged that on February 01, 2017, at approximately 3:35 p.m., inside the residence at [REDACTED], the accused grabbed his weapon and pointed it at [REDACTED], as documented in Petition for Order of Protection # [REDACTED].</p> <p>7. It is also alleged by COPA Investigator [REDACTED] # [REDACTED], that on February 1, 2017, at approximately 03:35 p.m., inside the residence at [REDACTED], the accused failed to properly secure his weapon while off-duty.</p> <p>8. It is also alleged that on January 31, 2017, at an unspecified time, inside the residence at [REDACTED] [REDACTED] in that he called her derogatory names such as "bitch."</p>	Not Sustained
		Not Sustained

9. COPA Investigator ████ #█, alleged that as of May 01, 2018, the accused failed to provide the Chicago Police Department with a current telephone number.

Not
Sustained

IV. APPLICABLE RULES AND LAWS

Rules

1. Rule 2 – Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department.
2. Rule 6 – Disobedience of an order or directive, whether written or oral.
3. Rule 8 – Disrespect to or maltreatment of any person, while on or off duty.
4. Rule 9 – Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
5. Rule 26 --Failure to provide the Department with a current address and telephone number.

Uniform and Property Orders

1. U04-02(X) Prescribed Duty Weapon Locking Device

(A) Sworn Department members will secure their prescribed duty firearm when the prescribed duty firearm is not on their person.

(B) Sworn members are encouraged to secure any/all other firearms which may be in their possession or under their control as mandated by Illinois Compiled Statute (ILCS) entitled “Firearms Child Protection” (720 ILCS 5/24-9). **Note:** Effective 01 January 2000, 720 ILCS 5/24-9 “Firearms Child Protection,” stated that a firearm must be secured when the likelihood exists that a minor child under the age of 14 would gain unlawful access to the firearm.

(C) Sworn Department members not carrying their prescribed duty firearm on their person and not having an alternate means to secure the prescribed duty firearm will place a locking device on their prescribed duty firearm. **Note:** Sworn Department members may secure their prescribed duty firearm in a locked box/container or secured in another location that a reasonable person would believe will prohibit access to the prescribed duty firearm by unapproved individuals and meet the requirements of 720 ILCS 5/24-9.

V. INVESTIGATION²**a. Interviews**

[REDACTED]

COPA interviewed [REDACTED] on February 7, 2017. Ms. [REDACTED] stated that she and the accused, Detective [REDACTED], were married for approximately thirty years but in the process of divorcing for the last three years. Ms. [REDACTED] filed for divorce in 2014 after trying to reconcile Detective [REDACTED]'s infidelities for approximately two years. The [REDACTED] have three grown children in common; the two youngest [REDACTED] children, both adults, still live at home. Ms. [REDACTED] stated that she and Detective [REDACTED] continued to reside together at [REDACTED] since the divorce was filed; however, they avoided each other by working opposite schedules and having no direct communication with each other. Ms. [REDACTED] stated that she remained confined to only part of the residence, the back room on the second floor off the kitchen, at Detective [REDACTED]'s insistence. The other rooms to the house were locked and required keys that Ms. [REDACTED] does not have. Ms. [REDACTED] stated that her father died in October 2016 and she went to stay with her widowed mother from October 2016 until approximately January 30, 2017. Ms. [REDACTED] returned to the residence at [REDACTED] [REDACTED] on approximately January 31, 2017. At which time Detective [REDACTED] repeatedly verbally abused her by calling her derogatory names such as "bitch." Ms. [REDACTED] also stated that Detective [REDACTED] had prolonged the divorce to bankrupt her.

On February 1, 2017, Ms. [REDACTED] stated that she returned to the residence at approximately 3:15/3:30 pm and went to the back room to grab the leash for her dog. Ms. [REDACTED] heard Detective [REDACTED] talking on the phone through his headset in the other room. Ms. [REDACTED] did not know who Detective [REDACTED] was speaking to but heard him refer to her as "Fucking bitch. Fucking cunt. She ain't nothing but a bitch," as he walked behind her toward the backdoor of the residence.³ Ms. [REDACTED] went to walk her dog and returned to the residence where she went to check the mail prior to leaving for dinner at the home of her brother, Sergeant [REDACTED], # [REDACTED]. As Ms. [REDACTED] walked to the front of the house, Detective [REDACTED] was still conversing on his headset while seated on the toilet. The bathroom door was open, and Ms. [REDACTED] heard Detective [REDACTED] say, "Oh wow, the bitch is back again."⁴ No one else was in the residence other than Ms. [REDACTED] And Detective [REDACTED].

Ms. [REDACTED] stopped in the hallway and stated to Detective [REDACTED] that his verbal abuse had to stop and that she was tired of his behavior. Ms. [REDACTED] never stepped into the bathroom and remained beyond the threshold of the bathroom door. Detective [REDACTED] mocked her. Ms. [REDACTED] told him that she wanted her cable boxes and was going to get it from his bedroom while it was

² COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

³ It was subsequently reported that Detective [REDACTED] spoke to [REDACTED] via telephone. Att. 15; 3:50 seconds.

⁴ Attachment 15 (5:40 seconds).

unlocked, and she could enter. In the bedroom, Mr. [REDACTED] observed Detective [REDACTED]'s gun on the dresser without a holster. The gun was small and Ms. [REDACTED], who stated that she knew nothing about guns, described it as "like a revolver."⁵ Detective [REDACTED] grabbed Ms. [REDACTED] by the shoulders from behind and turned her around. Ms. [REDACTED] stated that she pushed back a little but did not strike Detective [REDACTED] in any way. Detective [REDACTED] struck her with an open hand slap on the face. The slap caused her glasses to fly off her face. Detective [REDACTED] then grabbed for his gun. Ms. [REDACTED] put her hands up and walked out of the bedroom to call police. Ms. [REDACTED] stated that Detective [REDACTED] had the gun in his hand but did not threaten her. Ms. [REDACTED] also stated that Detective [REDACTED] may have thought that she would grab his gun off the dresser.

Ms. [REDACTED] stated that the officers, now known as Officers [REDACTED] and [REDACTED], called for a supervisor after learning that Detective [REDACTED] was a Chicago Police Detective. Ms. [REDACTED], told the supervisor, now known as Sergeant [REDACTED], that she wanted Detective [REDACTED] out of the house because he hit her. Sergeant [REDACTED] stated that Detective [REDACTED] alleged that she had hit him. Sergeant [REDACTED] advised Ms. [REDACTED] to leave after Detective [REDACTED] told them that she had abandoned the home. The officers grabbed her cable boxes and gave them to her. Ms. [REDACTED] took some of her work clothes and her dog before leaving with the intention of returning another day. Ms. [REDACTED] went to Sergeant [REDACTED]'s house for dinner as scheduled. Sergeant [REDACTED] photographed Ms. [REDACTED], who subsequently submitted these photographs for the investigative file. Ms. [REDACTED] stated that she had redness to her face from being slapped and did not seek medical treatment.

On February 2, 2017, Ms. [REDACTED] returned to the residence but was approached by Sergeant [REDACTED] who informed her that Detective [REDACTED] had obtained an Order of Protection against her and that she had to leave the residence.⁶

Witness Sergeant [REDACTED], # [REDACTED]

COPA interviewed Sergeant [REDACTED] on May 16, 2018. Sergeant [REDACTED] stated that he had no personal relationship with the [REDACTED]; however, he recognized Detective [REDACTED] from court appearances and being on the floor at the Area Central Detective Division. Sergeant [REDACTED] stated that he responded to [REDACTED] for a Domestic Battery involving a Chicago Police Officer. Sergeant [REDACTED] had never responded to this residence before February 1, 2017. Ms. [REDACTED] was outside the residence in her vehicle when he arrived with one of the officers while the other officer was inside with Detective [REDACTED]. Ms. [REDACTED] told Sergeant [REDACTED] that Detective [REDACTED] had struck her on the face and that they were going through a long, bitter divorce.

Sergeant [REDACTED] stated that he did not observe any injury to Ms. [REDACTED] on February 1, 2017. After reviewing the photographs of Ms. [REDACTED]'s face, Sergeant [REDACTED] again stated that he observed no visible injury to Ms. [REDACTED]'s face. Sergeant [REDACTED] stated that Ms. [REDACTED] never stated to him that she was injured or that she wanted Detective [REDACTED] arrested. Sergeant [REDACTED] also stated that Ms. [REDACTED] never told him that Detective [REDACTED] had grabbed his gun or pointed it at

⁵ Attachment 15 (10:03 seconds).

⁶ Attachment 15.

her, adding that this would have been included in the case report if she had provided this information. Sergeant [REDACTED] also stated that he observed no weapons in the home.

Ms. [REDACTED] did state that she wanted one of the Comcast cable boxes back; Detective [REDACTED] provided her with all four cable boxes before she left of her own volition. Sergeant [REDACTED] further stated that Ms. [REDACTED] left the residence of her own volition and that he did not order her to do so.⁷ Sergeant [REDACTED] added that he thought it was better for her to leave the residence rather than Detective [REDACTED] because she already had another residence to go to with her things there. Sergeant [REDACTED] was adamant that he did not force Ms. [REDACTED] to leave.

Sergeant [REDACTED] next spoke with Detective [REDACTED] inside the residence. Detective [REDACTED] stated that he was using the washroom when Ms. [REDACTED] came in the bathroom and hit him on the face. Sergeant [REDACTED] then stated that he pushed her out of the bathroom. Detective [REDACTED] also stated that Ms. [REDACTED] had left the residence and just come back to live at the marital residence on the advice of her attorney. Sergeant [REDACTED] stated that he initiated a CR investigation in accordance with Department policy because Ms. [REDACTED] made allegations of physical abuse by a Department member. However, he stated that he did not arrest anyone because neither Ms. [REDACTED] or Detective [REDACTED] had any injuries consistent with physical abuse that would have compelled an arrest, and they gave conflicting accounts of the incident. Sergeant [REDACTED] stated that Detective [REDACTED] never stated that Ms. [REDACTED] had threatened to make false allegations against him.⁸

Witness Sergeant [REDACTED], # [REDACTED]

COPA interviewed witness Sergeant [REDACTED] on May 4, 2018. Sergeant [REDACTED] stated that he is the half-brother of [REDACTED] and described them as having an average relationship in that they speak four to six times a month, adding that they have grown closer over the last couple of years. Sergeant [REDACTED] stated that he really did not have a relationship with Detective [REDACTED], who suffered a head injury years ago. Sergeant [REDACTED] stated that he was unaware of the specific marital issues between his sister and brother in law, adding that he had no idea why they still lived together after the divorce was filed. Sergeant [REDACTED] stated that Detective [REDACTED] was at the wake of Ms. [REDACTED]'s father but that he did not speak with him. Sergeant [REDACTED] further stated that Ms. [REDACTED] had stayed with their mother for a few months after the funeral in October 2016 but thought that she had returned in late January 2017 to the marital home at [REDACTED].

On the evening of February 1, 2017, Sergeant [REDACTED] stated that Ms. [REDACTED] was already at the residence, located at [REDACTED], that he shared with his girlfriend, I [REDACTED], when he arrived. Sergeant [REDACTED] stated that she did not recall if Ms. [REDACTED] had any injury. However, after viewing photographs that he took of Ms. [REDACTED], Sergeant [REDACTED] stated that Ms. [REDACTED] had some swelling under her right eye. Sergeant [REDACTED] stated that he thought it would be helpful to

⁷ Sergeant [REDACTED] added that he thought it was better for her to leave the residence rather than Detective [REDACTED] because she already had another residence to go to with her things there. Sergeant [REDACTED] was adamant that he did not force Ms. [REDACTED] to leave.

⁸ Attachment 49.

have photographs in case there was a CR, so he took three photographs of Ms. [REDACTED] on her cell phone. Sergeant [REDACTED] stated that Ms. [REDACTED] did not tell him that Detective [REDACTED] had pulled a gun on her or threatened her with a gun. Sergeant [REDACTED] also said that Ms. [REDACTED] told him that she had called the police and obtained a case report.⁹ When presented with the narrative of the case report that documented that Ms. [REDACTED] had no injury consistent with being battered. Sergeant [REDACTED] stated that swelling is not something that happens immediately and that he saw Ms. [REDACTED] hours after the responding officers did. Sergeant [REDACTED] recalled that Ms. [REDACTED] was thinking about getting an Order of Protection, but that Detective [REDACTED] got one against her first.¹⁰

Witness Officer [REDACTED], # [REDACTED]

COPA interviewed Officer [REDACTED] on May 10, 2018. Officer [REDACTED] stated that he was assigned to Beat [REDACTED] with Officer [REDACTED]. They responded to a domestic disturbance call at [REDACTED]. Sergeant [REDACTED] arrived shortly after they did. Officer [REDACTED] first spoke with Ms. [REDACTED], who stated that her husband, Detective [REDACTED], hit her on the face. Officer [REDACTED] described both Detective and Ms. [REDACTED] as being "mad" but not upset and recalled that they both stated that they were going through a long, bitter divorce. Detective [REDACTED] stated that he was using the toilet when Ms. [REDACTED] came in the bathroom and hit him. Detective [REDACTED] shoved her back from the toilet. Officer [REDACTED] stated that he observed no injury to either Ms. [REDACTED] or Detective [REDACTED]. Officer [REDACTED] viewed the photographs of Ms. [REDACTED] and again stated that he observed no injury, adding that Ms. [REDACTED] looked puffy around both eyes.

Officer [REDACTED] stated that Ms. [REDACTED] never mentioned a gun or that Detective [REDACTED] had pointed a gun at her. Ms. [REDACTED] also did not mention that Detective [REDACTED] had called her names. Detective [REDACTED] did not state that Ms. [REDACTED] had threatened to make false allegations against him. Officer [REDACTED] explained that had either Ms. [REDACTED] or Detective [REDACTED] made these statements, he would have recorded them in the narrative. Officer [REDACTED] also stated that Detective [REDACTED] provided Ms. [REDACTED] with all the Comcast cable boxes and that Sergeant [REDACTED] made the decision that no arrest was made.¹¹

Witness Officer [REDACTED], # [REDACTED]

COPA interviewed Officer [REDACTED] on May 8, 2018. Officer [REDACTED] did not recall this incident and stated that he had very little memory of the incident, even after viewing photographs of Ms. [REDACTED] and the case report. Officer [REDACTED] stated that there was some kind of physical incident and that there was no arrest because they could not determine who the aggressor was. Officer [REDACTED] also stated that had there been any mention of Ms. [REDACTED] being threatened with a gun or false allegations. These accusations would have been documented in the case report. Officer [REDACTED] also recalled listening separately to Detective [REDACTED]'s and Ms. [REDACTED]'s conflicting accounts.¹²

Witness [REDACTED]

⁹Sergeant [REDACTED] stated that he did not review Case Report # [REDACTED]

¹⁰ Attachment 46.

¹¹ Attachment 48.

¹² Attachment 47.

COPA spoke with [REDACTED] via telephone on October 1, 2018. Ms. [REDACTED] identified herself as Sergeant [REDACTED]'s girlfriend and stated that she had a cordial relationship with his sister, [REDACTED]. Ms. [REDACTED] stated that she did recall Ms. [REDACTED] coming over on February 1, 2017, after her husband, Detective [REDACTED] "attacked" her.¹³ Ms. [REDACTED] stated that she did not recall how or why Detective [REDACTED] attacked Ms. [REDACTED] and was not present at the time of the alleged attack. Ms. [REDACTED] could not describe the attack or provide any details of the incident. Ms. [REDACTED] did not recall if Ms. [REDACTED] had any injuries.¹⁴

Accused Detective [REDACTED], # [REDACTED]

COPA interviewed Detective [REDACTED] on June 29, 2018. Detective [REDACTED] stated both he and Ms. [REDACTED] owned the residence at [REDACTED] and that they resided together without incident since they filed for divorce in 2014, until February 1, 2017. Detective [REDACTED] related that Ms. [REDACTED] moved out in October 2016 after the death of her father and that he had attended the wake. Detective [REDACTED] stated that he did not communicate with Ms. [REDACTED] after she moved out and did not expect her to return to the residence. Detective [REDACTED] stated that Ms. [REDACTED] moved back in unannounced on January 30, 2017. Between January 30, 2017 and February 1, 2017, Detective [REDACTED] did not recall if they had spoken but stated that they avoided each other by staying in their respective rooms. Detective [REDACTED]'s room was in the middle of the first floor and Ms. [REDACTED]'s room was in the back of the second floor. Detective [REDACTED] denied verbally abusing Ms. [REDACTED] between January 30, 2017 and January 31, 2017, adding that he did not call her a "bitch" and did not refer to her as one.¹⁵

On February 1, 2017, Detective [REDACTED] stated that he left work early and went home. He arrived home at approximately 3:25 pm, and immediately unlocked the door to his bedroom so he could lock his gun in his gun safe. After securing his weapon, Detective [REDACTED] entered the bathroom and sat on the commode while speaking on the telephone with [REDACTED]. The door, which opened inward, was not locked and left partially open. Ms. [REDACTED] pushed the door open and cussed at Detective [REDACTED], stating that she wanted her money and threatening to cause problems with the Police Department and his job if she did not get the money. Ms. [REDACTED] stated, "Motherfucker, give me the money you owe me for the car," in reference to an insurance check for the car Detective [REDACTED] owned that Ms. [REDACTED] drove previously and had damaged in an accident.¹⁶ Detective [REDACTED] stated that he never agreed to give Ms. [REDACTED] money for the vehicle.

Detective [REDACTED] stated that Ms. [REDACTED] was approximately two feet away from him while he was on the commode. Ms. [REDACTED] stood over him and repeated that she was "going to fuck my job up."¹⁷ Detective [REDACTED] was still on the commode when Ms. [REDACTED] struck him twice with her open hand, slapping him twice. Detective [REDACTED] stated that Ms. [REDACTED] slapped him with some force but did not leave any marks. As Detective [REDACTED] got up from the commode, he raised his right forearm and hand to block further slaps and move Ms. [REDACTED] out of the way. Ms. [REDACTED] yelled, "I'm gonna

¹³ Attachment 60.

¹⁴ Attachment 60.

¹⁵ Attachment 56 (13:20 minutes).

¹⁶ Attachment 56 (17:22 minutes).

¹⁷ Attachment 56 (18:36 minutes).

fucking call the police. I'm gonna fuck up your job," prior to running out of the house.¹⁸ Detective [REDACTED] stated that his phone was in his right hand and he dropped his phone as he pushed Ms. [REDACTED] out of his way. Detective [REDACTED] stated that there was no other interaction between himself and Ms. [REDACTED] on February 1, 2017, and denied ever being in the bedroom with Ms. [REDACTED]. Detective [REDACTED] stated that he then called 911 and requested a supervisor because Ms. [REDACTED] had never hit him or threatened his job before this incident.¹⁹

When questioned why he told the 911 operator that he did not touch Ms. [REDACTED] and that she had not touched him, Detective [REDACTED] stated that he did not want Ms. [REDACTED] arrested because her arrest would further estrange him from his adult children, especially his eldest daughter.²⁰ Detective [REDACTED] further stated that he did not tell 911 the truth but accurately documented what had happened in the case report. Upon further inquiry regarding his call to 911, Detective [REDACTED] reiterated that he did not want Ms. [REDACTED] arrested and was worried that his kids would not talk to him if he reported the truth to 911.

Upon further inquiry about stating to 911 that Ms. [REDACTED] had thrown things around and thrown open the door, Detective [REDACTED] stated that Ms. [REDACTED] threw either dish soap or liquid soap at him. Detective [REDACTED] stated that this could have been accidental, explaining that the soap container did not strike him but came near him. Detective [REDACTED] added he did not report this to the responding officers or detectives because he did not feel it was necessary for the case report.

Detective [REDACTED] denied striking Ms. [REDACTED] or grabbing her. Detective [REDACTED] also denied all allegations of verbal abuse and stated that he did not restrain her. Detective [REDACTED] stated that they were never in the bedroom together and that he did not threaten her with his weapon. Detective [REDACTED] also denied failing to secure his weapon, stating that his weapon, a .38 Snub Smith & Wesson, was secured inside a gun safe under his bed inside his locked bedroom.

Detective [REDACTED] did not know how it was decided that Ms. [REDACTED] leave but that she left of her own accord and he did not hear the conversation between her and the officers. Detective [REDACTED] stated that he had no idea why Ms. [REDACTED] asked the officers for the cable boxes but that he unlocked the door to his room and gave the officers all the cable boxes, adding that she had never requested them from him.

Detective [REDACTED] stated that he obtained an Order of Protection against Ms. [REDACTED] on February 2, 2017 and has had no further contact or conversation with Ms. [REDACTED] other than court as their divorce continues. Detective [REDACTED] stated that he and Ms. [REDACTED] have not cohabitated since February 1, 2017, and that he was ordered by the court to provide Ms. [REDACTED] with \$ [REDACTED] monthly.

Detective [REDACTED] denied failing to provide the Chicago Police Department with a current telephone number, stating that he disconnected his landline number, [REDACTED], years ago. At

¹⁸ Attachment 56 (19:50 minutes).

¹⁹ When asked why he reported to COPA that Ms. [REDACTED] had threatened him and his job but that these threats were not documented in the Initiation Report or Case Report, Detective [REDACTED] stated that he told the responding officers and assigned detective about the threats but did not know why the threats were not documented in their reports. Attachment 56 (23:10 minutes).

²⁰ Attachment 56 (22:00 minutes).

that time, Detective [REDACTED] who could not recall the exact date, stated that he filled out the form to update his phone number and gave it to the unit secretary. Detective [REDACTED] stated that he was unaware that his current number, [REDACTED], was not on file with the Chicago Police Department and immediately updated it a second time after receiving the allegation.²¹

b. Digital Evidence

The **Photographs** of Ms. [REDACTED] were taken on February 1, 2017, by Sergeant [REDACTED]. The photographs depict no obvious, visible injury to Ms. [REDACTED]'s face. However, the photographs depict possible minor swelling to her right cheek and under eye area.²²



²¹ Attachment 56.

²² Attachment 14.



c. Documentary Evidence

The **Initiation Report** completed by Sergeant [REDACTED], # [REDACTED] documented that he responded to a Domestic Battery Call where he was met by Ms. [REDACTED] who alleged that Detective [REDACTED] struck her on the right side of her face. Sergeant [REDACTED] noted that he did not observe any marks, scratches, swelling, or redness to Ms. [REDACTED]'s face to justify a Domestic Battery. Ms. [REDACTED] also stated that she and Detective [REDACTED] had been going through a bitter divorce for the past two and a half years.²³

The **OEMC Event Queries** documented that Ms. [REDACTED] called 911 on February 1, 2018 at 3:32:56 pm to report that her husband, a Chicago Police Officer just hit her in the face, Detective [REDACTED] called 911 on February 1, 2017, at 3:34:45 pm to report that he needed a sergeant to his residence because his wife was trying to get a response from him.²⁴

The **911 Audio Recordings** documented that Ms. [REDACTED] called 911 to report that her husband hit her on the face and that she wanted him out of the house. Ms. [REDACTED] also reported that her husband called her a bunch of names and came after her when she responded to him. It was documented that Detective [REDACTED] called 911 to report that his wife came in yelling at him and tried to get him to hit her. Detective [REDACTED] stated that he did not touch her and that she did not touch him. Detective [REDACTED] requested a sergeant and provided his star number.²⁵

²³ Attachment 4.

²⁴ Attachments 6, 7.

²⁵ Attachments 9, 10.

The Case Report for Simple Domestic Battery, RD # [REDACTED] named Ms. [REDACTED] and Detective [REDACTED] as both victims and suspects. The narrative documented that Beat [REDACTED], now known as Officers [REDACTED], # [REDACTED], and [REDACTED], # [REDACTED], responded to [REDACTED]. Upon arrival, Ms. [REDACTED] told the officers that she and her husband, Detective [REDACTED], had a verbal altercation that became physical when he struck her on the right side of her face with his hand. It was noted that Officers [REDACTED] and [REDACTED] did not observe any visible signs of injury to the right side of Ms. [REDACTED]'s face where she said she was struck by Detective [REDACTED]. The officers, accompanied by Sergeant [REDACTED], spoke with Detective [REDACTED] who stated that he was using the toilet when Ms. [REDACTED] entered the bathroom and verbally argued with him before striking him on the face with open hand strikes.

It was further documented that Detective [REDACTED] stood up from the toilet while his pants were still down and shoved Ms. [REDACTED] away from him. It was noted that Officers [REDACTED] and [REDACTED], as well as Sergeant [REDACTED], did not observe any visible signs of injury to the area Detective [REDACTED] stated he had been struck by Ms. [REDACTED]. It was also noted that the [REDACTED] were going through a bitter divorce and that Ms. [REDACTED] had returned to the marital residence today after living apart for four months. It was also documented that Ms. [REDACTED] decided to stay elsewhere for the time being to avoid further conflict with Detective [REDACTED]. Ms. [REDACTED] also requested that Detective [REDACTED] allow her to take a Comcast cable box and he complied by giving her all four remaining Comcast cable boxes. It was finally noted that no arrests were made due to inconsistencies in statements and the lack of visible injuries consistent with domestic battery.²⁶

The Case Supplementary Report for Simple Domestic Battery, RD # [REDACTED], was classified as "Exc. Cleared Closed (Other Exceptional)." The narrative stated that the Reporting Detective made phone contact with Ms. [REDACTED] on February 2, 2017, regarding her interview. Ms. [REDACTED] stated that she wanted to speak with her attorney and would contact the detective to schedule an appointment. However, Ms. [REDACTED] did not provide an interview to detectives after telling them on February 10, 2017, that she was served with an Order of Protection and that the case would be handled in court. Detective [REDACTED] was interviewed on February 5, 2017.

Detective [REDACTED] stated that he had obtained an Order of Protection #15D [REDACTED] against Ms. [REDACTED] after the February 1, 2017 incident. Detective [REDACTED] stated that he and Ms. [REDACTED] had been going through a divorce and lived together without incident for approximately twenty months before she moved out in October 2017. Ms. [REDACTED] moved back in on January 30, 2017 and did not speak to him. Detective [REDACTED] stated that he and Ms. [REDACTED] did not see each other on January 31, 2017. Detective [REDACTED] stated that he came home ill from work and went to use the bathroom. While in the bathroom, Detective [REDACTED] talked on the phone with [REDACTED]. Ms. [REDACTED] then pushed open the bathroom door and stated, "Motherfucker, where is my money? Why don't you give me my money?" Ms. [REDACTED] then struck Detective [REDACTED] twice about the face with an open hand.

Detective [REDACTED] then stood up and pushed Ms. [REDACTED] out of the way to prevent further physical abuse from Ms. [REDACTED]. Detective [REDACTED] stated that he was still on his phone and told Mr. [REDACTED] that he would call him back because he was arguing with his wife. Detective [REDACTED]

²⁶ Attachment

stated that he then called the police. Detective [REDACTED] stated that Ms. [REDACTED] threatened him by stating, "Motherfucker, I know how to get you. I will call the police and tell them you hit me." Beats [REDACTED] and [REDACTED] then responded to the [REDACTED] residence and made no arrests due to inconsistent statements and a lack of injuries to both Detective and Ms. [REDACTED].

[REDACTED] A phone interview was conducted with Mr. [REDACTED], who stated on the phone with Detective [REDACTED] discussing school plans for Mr. [REDACTED] when he heard a lady screaming in the background about money. Mr. [REDACTED] then heard Detective [REDACTED] tell the lady to get off him. Detective [REDACTED] then told Mr. [REDACTED] that he would call him back because he was fighting with his wife. The case was approved for closure on February 19, 2017.²⁷

On February 2, 2017, Detective [REDACTED] obtain **Order of Protection # [REDACTED]** against Ms. [REDACTED]. This Order prohibited Ms. [REDACTED] from being at the residence at [REDACTED] and listed her address as 3 [REDACTED]. This order was vacated on February 15, 2017. In the **Petition for Order of Protection # [REDACTED]**, Detective [REDACTED] wrote that On February 1, 2017, Ms. [REDACTED] burst into the bathroom and stated, "Motherfucker, you didn't give me my fucking money." Ms. [REDACTED] threatened to take away his job as a police officer and struck him twice on the face with an open hand. Detective [REDACTED] stated that Ms. [REDACTED] tried to strike him again, but he blocked her hits in defense and moved her away as he stood up. Ms. [REDACTED] then walked toward the bathroom door and said that she was going to call the police and say that he had struck her before telling him that he would be "fucked."²⁸

On February 3, 2017, Ms. [REDACTED] attempted to obtain **Order of Protection # [REDACTED]** but was denied because Detective [REDACTED] had already obtained an Order of Protection against her. In her Petition for Order of Protection, Ms. [REDACTED] wrote that Detective [REDACTED] caused her physical pain when he grabbed her, slapped her on the face, and pushed her. Ms. [REDACTED] also wrote that Detective [REDACTED] cursed at her and held his service revolver in his hand while screaming at her. In the attached **Affidavit in Support of the Petition for Order of Protection**, Ms. [REDACTED] wrote that Detective [REDACTED] followed her outside of their house as she walked her dog and called her a "bitch" and a "cunt." When Ms. [REDACTED] reentered the residence, Detective [REDACTED] was on the phone (earpiece) while he sat on the toilet. Detective [REDACTED] stated, "Shit, the bitch is back."

Ms. [REDACTED] wrote that she said, "You need to cut that crap out," and Detective [REDACTED] laughed. Ms. [REDACTED] went into the bedroom to take the cable box. Detective [REDACTED] followed her and then put her in a bear hug, restraining her from behind so she could not move. Detective [REDACTED] then spun her around and pushed her out of the room before striking her on the right side of her face with his right hand, knocking the glasses off Ms. [REDACTED]'s face. After yelling at Ms. [REDACTED] to get out of the room, Detective [REDACTED] grabbed his gun from the top of the dresser and held the gun in his hand while yelling at Ms. [REDACTED], who wrote that she was afraid that he would use the gun on her. Ms. [REDACTED] left the house and called 911.²⁹

d. Additional Evidence

²⁷ Attachment 16.

²⁸ Attachments 33, 34, 43, 44,

²⁹ Attachments 24, 25.

On February 28, 2017, the [REDACTED] filed an **Agreed Order** in which they both withdrew their cross Petitions for Order of Protection with prejudice; Detective [REDACTED] provided Ms. [REDACTED] with temporary maintenance of \$[REDACTED] a month; and Ms. [REDACTED] agreed to vacate the residence at [REDACTED] while granting exclusive possession of the residence to Detective [REDACTED].³⁰³¹

The **Watch Information** for Detective [REDACTED] documented that as of May 1, 2018, Detective [REDACTED] had [REDACTED] listed as his contact telephone number. The **Watch Information** for Detective [REDACTED] dated June 29, 2018, documented that Detective [REDACTED] had [REDACTED] listed as his contact telephone number.³²

VI. ANALYSIS

COPA recommends a finding of **Not Sustained** for Allegation #1 against Detective [REDACTED], in that he engaged in an unjustified physical altercation with [REDACTED]. Ms. [REDACTED] told COPA and responding officers that Detective [REDACTED] grabbed and struck her on the face inside his bedroom. In the Petition for Order of Protection, Ms. [REDACTED] essentially wrote the same, adding that Detective [REDACTED] had followed her outside after striking her. Detective [REDACTED] told COPA and responding officers that Ms. [REDACTED] was the aggressor and had struck him on the face as he sat on the toilet in the bathroom. Detective [REDACTED]'s Petition for Order of Protection also described the same version of events. The Case Report documented that there were no injuries visible on either Detective [REDACTED] or Ms. [REDACTED]. There were no witnesses. There is insufficient evidence available to determine if this allegation did or did not occur.

COPA recommends a finding of **Not Sustained** for Allegation #2 against Detective [REDACTED], in that he grabbed Ms. [REDACTED]. Ms. [REDACTED] alleged that Detective [REDACTED] grabbed her inside his bedroom prior to striking her. Detective [REDACTED] denied having any physical interaction with Ms. [REDACTED] other than pushing him away from his person after she struck him in the bathroom, adding that he was never in his bedroom with Ms. [REDACTED]. There were no witnesses. There is insufficient evidence available to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for Allegation #3 against Detective [REDACTED], in that he struck [REDACTED] on the face. Ms. [REDACTED] stated to COPA that Detective [REDACTED] struck her on the face while they were inside his bedroom. Detective [REDACTED] denied striking Ms. [REDACTED], adding that they were never in his bedroom and alleging that she had struck him while they were inside the bathroom. The responding officers and initiating sergeant did not observe visible injury on Ms. [REDACTED]. Although Ms. [REDACTED] submitted photographs of her face taken later that day that she stated demonstrated injury, no discernible injury was observed. There were no witnesses. There is insufficient evidence to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for Allegation #4 against Detective [REDACTED] in that he verbally abused Ms. [REDACTED] by stating words such as “fucking cunt,” “that cunt,” “fucking

³⁰Attachment 29.

³¹After obtaining the Order of Protection, Detective [REDACTED] called 911 and requested that police escort Ms. [REDACTED] out of the residence at [REDACTED]. This incident was recorded under RD # [REDACTED]. See Attachments 18, 19, 21., 22.

³²Attachments 50, 58.

bitch," "bitch," and "She ain't nothing but a bitch." Although Ms. █ stated that Detective █ was on the telephone with an unknown party, now known as █, when he verbally abused her, Mr. █ did not state that he heard Detective █ verbally abuse Ms. █ while they were on the phone. Detective █ denied this allegation. There were no witnesses. There is insufficient evidence to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for allegation #5 against Detective █, in that he restrained Ms. █ as documented in the Petition for Order of Protection # █. Ms. █ did not make this statement to either responding officers or COPA. This lack of consistency questions Ms. █'s credibility. Detective █ denied this allegation. There are no witnesses. There is insufficient evidence to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for Allegation #6 against Detective █ in that he grabbed his weapon and pointed it at Ms. █, as documented in the Petition for Order of Protection # █. Ms. █ did not mention this allegation to the 911 caller or responding police. Ms. █ did state to COPA that Detective █ grabbed his unsecured gun off his dresser in his bedroom, possibly to keep her from getting it. Ms. █ did not state that Detective █ had pointed it at her. There are no witnesses. This lack of consistency in reporting by Ms. █ questions her credibility. Detective █ denied this allegation. There are no witnesses. There is insufficient evidence to determine if this allegation did or did occur as alleged.

COPA recommends a finding of **Not Sustained** for Allegation #7 against Detective █, in that he failed to properly secure his duty weapon inside his residence on February 1, 2017. Ms. █ did not report this to responding officers. In her statement to COPA, Ms. █ stated that she observed Detective █'s weapon on a dresser and that he grabbed it to keep her from getting it. Ms. █ did not state that Detective █ pointed his weapon at her. The inconsistencies in Ms. █'s accounts questions her credibility. Detective █ denied this allegation, stating that his weapon was secured inside his locked gun box under his bed in his locked bedroom. There are no witnesses. There is insufficient evidence to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for allegation #8 against Detective █, in that he verbally abused Ms. █ on January 31, 2017, by calling her derogatory names. Detective █ denied this allegation. There were no witnesses. There is insufficient evidence to determine if this allegation did or did not occur as alleged.

COPA recommends a finding of **Not Sustained** for allegation #9 against Detective █, in that as of May 1, 2018, he failed to provide the Chicago Police Department with a current telephone number. Detective █ confirmed that the phone number on file with the Chicago Police Department was his disconnected, landline telephone number. Detective █ stated that he had submitted a request form to update his telephone number to the secretary of Unit 610 years ago and was unaware that the number was not updated until presented with the allegation. Detective █ stated that he immediately updated his information with the Department. As of June 29, 2018, the Watch Information for Detective █ listed his updated contact telephone number.

Detective [REDACTED] further stated that human error by the administrative section of the Chicago Police Department was responsible for his contact telephone number not being updated earlier despite his efforts. There is no way to determine if this allegation did or did not occur. The fact that Detective [REDACTED] updated his contact telephone number should be taken as evidence of his intent to provide the Department with a current telephone number as required by the Department.

VII. CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding / Recommendation
Detective [REDACTED] [REDACTED], # [REDACTED]	<ol style="list-style-type: none">1. engaged in an unjustified physical altercation with [REDACTED] on February 1, 2017.2. grabbed [REDACTED]; and3. struck [REDACTED] on the face.4. verbally abused [REDACTED].5. restrained [REDACTED], as documented in Order of Protection # [REDACTED]6. grabbed his weapon and pointed it at [REDACTED] [REDACTED], as documented in Order of Protection # [REDACTED].7. failed to properly secure his weapon while off duty.8. verbally abused [REDACTED] on January 31, 20179. failed to provide the Chicago Police Department with a current telephone number as of May 2018.	<p>Not Sustained</p>

Approved:

Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	[REDACTED]
Investigator:	[REDACTED], # [REDACTED]
Supervising Investigator:	[REDACTED]
Deputy Chief Administrator:	[REDACTED]